



Form PTO-1449

**U.S. Department of Commerce  
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Serial No.

10/052,961

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

Applicant:

Joseph R. Berger

Filing Date

January 18, 2002

Group

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
✓	US 5 8 7 2 1 4 7	2/16/99	Bowen			
✓	US 6 5 7 6 6 5 9	6/10/03	Fishbein			
✓	US 6 6 7 0 3 5 1	12/30/03	Berger			

**FOREIGN PATENT DOCUMENTS**

Document Number	Date	Country	Class	Subclass	Translation
					Yes No

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

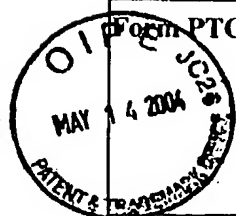
✓	U.S. Published Application No. 2002/0091155, Published July 11, 2002, Berger (Exhibit 4);
✓	U.S. Published Application No. 2003/0049716, Published March 13, 2003, Barton and Kramer (Exhibit 5);
✓	U.S. Serial No. 10/799,264, filed March 12, 2004, Fishbein (Exhibit 6);
✓	U.S. Serial No. 10/799,197, filed March 12, 2004, Fishbein (Exhibit 7);
✓	Chicago Tribune, (Sep. 20, 1991), North Sports Final edition, Business Section, page 1 (Exhibit 8);
✓	Demling and DeSanti, (1997), "Oxandrolone, an Anabolic Steroid, Significantly Increases the Rate of Weight Gain in the Recovery Phase After Major Burns," <i>J. Trauma</i> , Vol. 43, No. 1, pp. 47-51 (Exhibit 9);
✓	Demling and DeSanti, (October 1998), "Closure of the 'Non-Healing Wound' Corresponds with Correction of Weight Loss Using the Anabolic Agent Oxandrolone," <i>Ostomy/Wound Management</i> , Vol. 44, No. 10, pp. 58-60, 62, 64, 66, 68 (Exhibit 10);
Not supplied	Demling, (1999), "Comparison of the Anabolic Effects and Complications of Human Growth Hormone and the Testosterone Analog, Oxandrolone, After Severe Burn Injury," <i>Burns</i> , Vol. 25, pp. 215-221 (Exhibit 11);
✓	Demling, (Mar-Apr 2000), "Oxandrolone, an Anabolic Steroid, Enhances the Healing of a Cutaneous Wound in the Rat," <i>Wound Repair Regen.</i> , Vol. 8, No. 2, pp. 97-102 (Exhibit 12);
Not supplied	Demling and DeSanti, (2001), "The Rate of Restoration of Body Weight After Burn Injury, Using the Anabolic Agent Oxandrolone, is not Age Dependent," <i>Burns</i> , Vol. 17, pp. 46-51 (Exhibit 13);
✓	Demling and DeSanti, (September/October 2001), "The Anabolic Steroid, Oxandrolone, Reverses the Wound Healing Impairment in Corticosteroid-Dependent Burn and Wound Patients," <i>Wounds</i> , Vol. 13, No. 5, pp. 203-207 (Exhibit 14);
✓	DeSanti et al., (1998), "Development of a Burn Rehabilitation Unit: Impact on Burn Center Length of Stay and Functional Outcome," <i>Journal of Burn Care &amp; Rehabilitation</i> , Vol. 19, No. 5, pp. 414-419 (Exhibit 15);
✓	Ehrlich and Hunt, (August 1969), "The Effects of Cortisone and Anabolic Steroids on the Tensile Strength of Healing Wounds," <i>Ann Surg.</i> , Vol. 170, No. 2, pp. 203-206 (Exhibit 16);
✓	Eisenberg, (1966), 65 <i>Chemical Abstracts</i> :40387 (Exhibit 17);
✓	Eisenberg, (May 1966), "Effects of Androgens, Estrogens and Corticoids on Strontium Kinetics in Man," <i>J. Clin. Endocr.</i> , Vol. 26, pp. 566-572 (Exhibit 18);
✓	Ferraresi, (April 1996), "Clinical Profile of Oxandrin," BTG Pharmaceuticals (Exhibit 19);
✓	Grant, (1980), "Patient Selection," <i>Handbook of Total Parenteral Nutrition</i> , Saunders, pp. 7-46 (Exhibit 20);

EXAMINER

DATE CONSIDERED

6/9/04

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
✓		Hausmann et al., (March/April 1990), "Anabolic Steroids In Polytrauma Patients. Influence on Renal Nitrogen and Amino Acid Losses: A Double Blind Study," <i>J. Parent. Enteral. Nutr.</i> , Vol. 14, No. 2, pp. 111-114 (Exhibit 21);					
✓		Helfman and Falanga, (August 1995), "Stanozolol as a Novel Therapeutic Agent in Dermatology," <i>J. of the American Acad. of Dermatology</i> , Vol. 33, No. 2, pp. 254-258 (Exhibit 22);					
✓		Jekot and Purdy, (April 1993), "Treating HIV/AIDS Patients with Anabolic Steroids," <i>AIDS Patient Care</i> , pp. 68-74 (Exhibit 23);					
✓		Koehler et al., (1998), "Achieving Healing of 'Non-Healing Pressure Ulcers," 1998 WOCN 30th Annual Conference, p. 37 (Exhibit 24);					
✓		Kotler, (1996), "Dilemmas in the Treatment of Weight Loss," BTG Pharmaceuticals, pp. 1-7 (Exhibit 25);					
✓		Levien et al., (July 1994), "Reviews of Trimetrexate and Oxandrolone," <i>Hospital Pharmacy</i> , Vol. 29, No. 7, pp. 696-702, 705-708 (Exhibit 26);					
✓		Martindale, (1982), <i>The Extra Pharmacopoeia 28<sup>th</sup> Edition</i> , The Pharmaceutical Press, London, Reynolds and Prasad Eds., p. 1430 (Exhibit 27);					
✓		PR Newswire, 0828P8715, (August 28, 1991), "Gynex Obtains International Rights to Drug to Treat For Growth Disorders, AIDS" (Exhibit 28);					
✓		Schwartz and Miller, (1986), "Androgens and Anabolic Steroids," in <i>Modern Pharmacology, Second Edition</i> , Little Brown and Company, Boston/Toronto, Craig and Stitzel Eds., pp. 905-924 (Exhibit 29);					
✓		Tennenbaum and Shklar, (December 1970), "The Effect of an Anabolic Steroid on the Healing of Experimental Extraction Wounds," <i>Oral Surg.</i> , Vol. 30, No. 6, pp. 824-834 (Exhibit 30); and					
✓		Udupa and Chansouria, (March 1969), "Studies on Wound Healing," <i>Indian J. Med. Res.</i> , Vol. 57, pp. 434-456 (Exhibit 31).					
EXAMINER			DATE CONSIDERED 6/9/04				
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